

KENTUCKY COURT OF APPEALS

FEBRUARY 11, 2022 MINUTES

RELEASED: 10:00 A.M.

82. MATT MINIARD AS EXECUTOR OF THE ESTATE OF RALPH E. MINIARD, JR. v. ROBIN MINIARD, ET AL. [2019-CA-1148-MR](#) PERRY
NOT TO BE PUBLISHED
- OPINION AFFIRMING BY JUDGE JONES**
- ACREE, J. (CONCURS) AND GOODWINE, J. (CONCURS)
83. TOM SWEARINGEN, INDIVIDUALLY AND ON BEHALF OF ALL SIMILARLY SITUATED v. HAGYARD DAVIDSON MCGEE ASSOCIATES, PLLC, ET AL. [2020-CA-0456-MR](#) FAYETTE
TO BE PUBLISHED
- OPINION AFFIRMING BY JUDGE K. THOMPSON**
- GOODWINE, J. (CONCURS) AND L. THOMPSON, J. (CONCURS)
84. CLAYTON PARKER v. COMMONWEALTH OF KENTUCKY [2020-CA-0611-MR](#) HENDERSON
TO BE PUBLISHED
- OPINION AFFIRMING BY JUDGE LAMBERT**
- JONES, J. (CONCURS) AND K. THOMPSON, J. (DISSENTS AND FILES SEPARATE OPINION)
85. SHERRI LYNN MURRAY, ADMINISTRATRIX OF THE ESTATE OF RICKY LEE MURRAY v. JOHN BYRNES, ET AL. [2020-CA-0688-DG](#) SHELBY
NOT TO BE PUBLISHED
- OPINION AFFIRMING BY JUDGE COMBS**
- CLAYTON, C.J. (CONCURS) AND JONES, J. (CONCURS)

KENTUCKY COURT OF APPEALS

FEBRUARY 11, 2022 MINUTES

RELEASED: 10:00 A.M.

86. CRAIG MCGILLAN v. [2020-CA-1074-MR](#) JEFFERSON
AIMEE BOTTORFF **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE COMBS**
- CLAYTON, C.J. (CONCURS) AND
JONES, J. (CONCURS)
87. CORNELIUS COCHRAN v. [2020-CA-1285-MR](#) JEFFERSON
JOHN R. MORRIS, M.D., ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE MAZE**
- CALDWELL, J. (CONCURS) AND
CETRULO, J. (CONCURS)
88. RUSSELL KARL FALKENBURG v. [2020-CA-1597-MR](#) JESSAMINE
ELIZABETH SOTELO SOLANO **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE
CALDWELL**
- CETRULO, J. (CONCURS) AND
JONES, J. (CONCURS IN RESULT ONLY)
89. DAVID W. TRENT v. [2021-CA-0026-MR](#) ROWAN
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE COMBS**
- CLAYTON, C.J. (CONCURS) AND
JONES, J. (CONCURS)
90. CASEY KUFFNER, ADMINISTRATOR OF [2021-CA-0168-MR](#) FAYETTE
THE ESTATE OF LONNIE BAKER, ET AL. v. **NOT TO BE PUBLISHED**
SAINT JOSEPH HEALTH SYSTEM, INC.
D/B/A SAINT JOSEPH EAST, ET AL.
- OPINION REVERSING AND REMANDING
BY JUDGE K. THOMPSON**
- L. THOMPSON, J. (CONCURS) AND
GOODWINE, J. (CONCURS IN RESULT
ONLY)

KENTUCKY COURT OF APPEALS

FEBRUARY 11, 2022 MINUTES

RELEASED: 10:00 A.M.

91. JONATHAN HARDIN v. LOUISVILLE/JEFFERSON COUNTY METROPOLITAN GOVERNMENT, ET AL. [2021-CA-0234-MR](#) JEFFERSON
NOT TO BE PUBLISHED
- OPINION AFFIRMING BY JUDGE CALDWELL**
- CETRULO, J. (CONCURS) AND JONES, J. (CONCURS)
92. LOUISVILLE/JEFFERSON COUNTY METRO REVENUE COMMISSION v. VENTAS, INC. [2021-CA-0235-MR](#) JEFFERSON
NOT TO BE PUBLISHED
- OPINION AFFIRMING BY JUDGE COMBS**
- CLAYTON, C.J. (CONCURS) AND JONES, J. (CONCURS)
93. DAVID ALLEN GALLAGHER v. ROSEMARY GALLAGHER [2021-CA-0260-MR](#) BATH
NOT TO BE PUBLISHED
- OPINION AFFIRMING IN PART, REVERSING IN PART, AND REMANDING BY JUDGE MAZE**
- CALDWELL, J. (CONCURS) AND CETRULO, J. (CONCURS)
94. N.S.C. v. CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF KENTUCKY, ET AL. AND V.C. v. CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF KENTUCKY, ET AL. [2021-CA-0452-ME](#) PULASKI
[2021-CA-0453-ME](#)
[2021-CA-0454-ME](#)
[2021-CA-0480-ME](#)
[2021-CA-0481-ME](#)
[2021-CA-0482-ME](#)
[2021-CA-0483-ME](#)
NOT TO BE PUBLISHED
- OPINION AFFIRMING BY CHIEF JUDGE CLAYTON**
- CETRULO, J. (CONCURS) AND MCNEILL, J. (CONCURS)

KENTUCKY COURT OF APPEALS

FEBRUARY 11, 2022 MINUTES

RELEASED: 10:00 A.M.

95. FRANCES JANE EMBRY, ET AL. v. [2021-CA-0493-MR](#) LARUE
TOWD POINT MORTGAGE TRUST 2015-6 **NOT TO BE PUBLISHED**
U.S. BANK NATIONAL ASSOCIATION, AS
INDENTURE TRUSTEE
- OPINION AFFIRMING BY JUDGE COMBS**
- CLAYTON, C.J. (CONCURS) AND
JONES, J. (CONCURS)
96. AMANDA LEBENS v. [2021-CA-0608-MR](#) JEFFERSON
TYSON FARROW, ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE DIXON**
- COMBS, J. (CONCURS) AND
TAYLOR, J. (CONCURS)
97. K.A.A. v. [2021-CA-0870-ME](#) CHRISTIAN
COMMONWEALTH OF KENTUCKY, **NOT TO BE PUBLISHED**
CABINET FOR HEALTH AND FAMILY
SERVICES, ET AL.
- OPINION AFFIRMING BY JUDGE COMBS**
- CLAYTON, C.J. (CONCURS) AND
JONES, J. (CONCURS)
98. TYSON FOODS, INC. [2021-CA-1164-WC](#) WORKERS'
D/B/A EQUITY GROUP - KENTUCKY **NOT TO BE** COMPENSATION
DIVISION, LLC v. **PUBLISHED** BOARD
PAUL CHAPLIN, ET AL.
- OPINION AFFIRMING BY JUDGE
GOODWINE**
- ACREE, J. (CONCURS) AND
L. THOMPSON, J. (CONCURS)

KENTUCKY COURT OF APPEALS

FEBRUARY 11, 2022 MINUTES

RELEASED: 10:00 A.M.

ORDERS DISMISSING

STEVEN GOODMAN v.
COMMONWEALTH OF KENTUCKY

[2021-CA-0231-MR](#)

HARDIN

Entered: FEBRUARY 01, 2022

WOODROW HAMMONS, ET AL. v.
JP MORGAN CHASE BANK, N.A., ET AL.

[2021-CA-0591-MR](#)

JEFFERSON

Entered: FEBRUARY 07, 2022

K.L.S.G. v.
COMMONWEALTH OF KENTUCKY, CABINET
FOR HEALTH AND FAMILY SERVICES, ET AL.

[2021-CA-0599-ME](#)

[2021-CA-0600-ME](#)

WARREN

Entered: FEBRUARY 07, 2022

MARLA GUILLAUME v.
MONICA BOHN, ET AL.

[2021-CA-0615-MR](#)

JEFFERSON

Entered: FEBRUARY 07, 2022

JASON S. SHAVERS v.
PATRICIA SHAVERS

[2021-CA-0737-MR](#)

BOYD

Entered: FEBRUARY 07, 2022

NEW DIRECTION TRUST COMPANY v.
BILL CRAVENS, ET AL.

[2021-CA-0760-MR](#)

BULLITT

Entered: FEBRUARY 07, 2022

JUSTIN JACKSON v.
BILLIE JACKSON

[2021-CA-0867-MR](#)

WASHINGTON

Entered: FEBRUARY 07, 2022

KENTUCKY COURT OF APPEALS

FEBRUARY 11, 2022 MINUTES

RELEASED: 10:00 A.M.

ORDERS DISMISSING

MICHAEL J. BOBZIEN v.
ESTATE OF HUGO B. BOBZIEN, JR., BY AND
THROUGH PERSONAL REPRESENTATIVE AND
ADMINISTRATRIX, THERESA B. HART

[2021-CA-0915-MR](#)

JEFFERSON

Entered: FEBRUARY 07, 2022

EPHRAIM MCDOWELL REGIONAL MEDICAL
CENTER, INC. v.
ANNA S. WHEATLEY

[2021-CA-1060-MR](#)

TAYLOR

Entered: FEBRUARY 07, 2022

DENNIS GRAY v.
NORA MATHIS GRAY

[2021-CA-1246-MR](#)

CLAY

Entered: FEBRUARY 07, 2022

KRISTINA L. IVES, INDIVIDUALLY, ET AL. v.
HMB PROFESSIONAL ENGINEERS, INC., ET AL.

[2021-CA-1264-MR](#)

FAYETTE

Entered: FEBRUARY 07, 2022

FREDDIE JOE WILKERSON v.
SCOTTY'S CONTRACTING & STONE, LLC

[2021-CA-1268-MR](#)

BARREN

Entered: FEBRUARY 07, 2022

ALAN B. CURTIS v.
JANE DOE

[2021-CA-0681-MR](#)

HARDIN

Entered: FEBRUARY 03, 2022

KENTUCKY COURT OF APPEALS

FEBRUARY 11, 2022 MINUTES

RELEASED: 10:00 A.M.

ORDERS DISMISSING

GEETA CHAVDA, M.D., D/B/A CHAVDA
MEDICAL SERVICES, D/B/A CHAVDA MEDICAL
ASSOCIATES, ET AL. v.
KUMARASOORIYAR KUMARAVELU, M.D.,
ET AL.

[2021-CA-1020-MR](#)

LOGAN

Entered: FEBRUARY 03, 2022

HEATHER COUTURE v.
WAL-MART ASSOCIATES

[2021-CA-1290-MR](#)

CHRISTIAN

Entered: FEBRUARY 07, 2022

DAVID B. SIMMS, JR. v.
COMMONWEALTH OF KENTUCKY

[2021-CA-0660-MR](#)

HOPKINS

Entered: FEBRUARY 09, 2022

CEDRIC THOMPSON v.
COMMONWEALTH OF KENTUCKY

[2021-CA-1469-MR](#)

FRANKLIN

Entered: FEBRUARY 09, 2022

BARBARA SMITH, ET AL. v.
FIFTH THIRD BANK

[2020-CA-0085-MR](#)

GREENUP

Entered: FEBRUARY 07, 2022

L.M.B., ET AL. v.
ALLEN LLOYD LEHMANN, ET AL.

[2020-CA-1114-MR](#)
[2020-CA-1569-MR](#)

JEFFERSON

Entered: FEBRUARY 07, 2022

ALAN METCALFE v.
COMMONWEALTH OF KENTUCKY

[2021-CA-0552-MR](#)

NELSON

Entered: FEBRUARY 09, 2022

KENTUCKY COURT OF APPEALS

FEBRUARY 11, 2022 MINUTES

RELEASED: 10:00 A.M.

ORDERS DISMISSING

ROBBIE NEAL KENNARD v.
DANA JOELL KENNARD

[2021-CA-0577-MR](#)

MAGOFFIN

Entered: FEBRUARY 07, 2022

B.E.O., ET AL. v.
K.J.B., ET AL.

[2021-CA-0658-ME](#)

CALDWELL

[2021-CA-0659-ME](#)

Entered: FEBRUARY 07, 2022

DONALD ANDREW GRIFFITH v.
SARAH FRANCES TAYLOR

[2021-CA-0687-MR](#)

ESTILL

Entered: FEBRUARY 07, 2022

JEREMY L. JANES, ET AL. v.
THOMAS S. SMITH, ET AL.

[2021-CA-0742-MR](#)

NELSON

Entered: FEBRUARY 07, 2022

GABRIEL CHARLES CURTIS WARNOCK v.
ALYSIA COLLEEN BRAY

[2021-CA-1299-MR](#)

GREENUP

Entered: FEBRUARY 07, 2022

CHRISTOPHER D. ABNER, ET AL. v.
DAVID RAYE, ET AL.

[2021-CA-1176-MR](#)

KENTON

Entered: FEBRUARY 03, 2022

ORDER DENYING PETITION FOR REHEARING

LOUISVILLE/JEFFERSON COUNTY METRO
GOVERNMENT v.
SAULETTE DAVIS, CLASS REPRESENTATIVE

[2020-CA-1310-ME](#)

JEFFERSON

Entered: FEBRUARY 02, 2022

KENTUCKY COURT OF APPEALS

FEBRUARY 11, 2022 MINUTES

RELEASED: 10:00 A.M.

ORDERS DENYING DISCRETIONARY REVIEW

LARRY ALVIN BELL v.
COMMONWEALTH OF KENTUCKY

[2021-CA-1222-D](#)

MARION

Entered: FEBRUARY 07, 2022

JUSTIN TRIPLETT v.
COMMONWEALTH OF KENTUCKY

[2021-CA-1284-D](#)

MCCRACKEN

Entered: FEBRUARY 07, 2022

ORDERS GRANTING PETITIONS FOR WRIT OF PROHIBITION

LENORA CAMPBELL, APRN, ET AL. v.
HON. OSCAR GAYLE HOUSE, JUDGE,
CLAY COUNTY CIRCUIT COURT, ET AL.

[2018-CA-1144-OA](#)

CLAY

Entered: FEBRUARY 07, 2022

GAIL HARKINS, APRN, ET AL. v.
HON. OSCAR GAYLE HOUSE, JUDGE,
CLAY COUNTY CIRCUIT COURT, ET AL.

[2018-CA-1145-OA](#)

CLAY

Entered: FEBRUARY 07, 2022

KASEY KAUFMAN, ET AL. v.
HON. DERWIN LAMONT WEBB, JUDGE,
JEFFERSON CIRCUIT COURT, ET AL.

[2021-CA-1206-OA](#)

JEFFERSON

Entered: FEBRUARY 07, 2022